

MUNICIPAL DISTRICT OF BIGHORN NO. 8

BYLAW No. 06/11

A BYLAW FOR THE PURPOSE OF AUTHORIZING THE COUNCIL FOR THE MUNICIPAL DISTRICT OF BIGHORN NO. 8 TO IMPOSE A LOCAL IMPROVEMENT TAX IN ORDER TO PAY FOR THE COYOTE CREEK ROAD IMPROVEMENT PROJECT IN THE JAMIESON ROAD REGION (TOWNSHIP 26 RANGE 6), IN ACCORDANCE WITH THE MUNICIPAL GOVERNMENT ACT OF ALBERTA CHAPTER M-26, RSA 2000 AS AMENDED

WHEREAS The Council for the Municipal District of Bighorn No. 8 has decided to issue a bylaw pursuant to Section 397 (1) of the Municipal Government Act, to authorize the imposition of a local improvement tax for the repayment of a portion of the costs for the Coyote Creek Road Improvement Project in the Jamieson Road region of the municipality, as defined below;

AND WHEREAS Council has also decided to set uniform tax rates based on the cost of the local improvement pursuant to Section 398(1)(c) of the Municipal Government Act;

AND WHEREAS the local improvement consists of the road surface preparations, purchase and application of a recycled asphalt/cold-mix product, transportation and contingency costs;

AND WHEREAS the actual cost of the local improvement project is estimated to be \$75,000, of which \$25,000 will be repaid by way of the local improvement charges levied against the benefiting property owners;

AND WHEREAS the cost of the local improvement project will be spread out over five (5) years; the total amount required to be raised annually by the local improvement tax for the repayment to the M.D. of Bighorn is \$5,360.00, and one hundred per-cent (100%) of this amount is payable by way of the special assessment on benefiting properties;

AND WHEREAS the construction serves eight (8) parcels of rural residential and agricultural lands within Township 26 Range 6 West of the Fifth Meridian in the Jamieson Road region;

AND WHEREAS The Council for the Municipal District of Bighorn No. 8 has issued adequate and proper notice of the undertaking and construction of the proposed improvement, the portion of costs thereof to be assessed against the benefiting property owners in accordance with the attached Schedule "A", the Coyote Creek Road Local Improvement Plan;

NOW THEREFORE the Municipal Council of the Corporation of the Municipal District of Bighorn No. 8 in the Province of Alberta, duly assembled in Council, enact as follows:

1. The local improvement shall consist of the road surface preparations, application of recycled asphalt/cold-mix product, transportation and associated engineering fees.
2. The total cost of the improvement is Seventy-Five Thousand Dollars (\$75,000), of which one-third or Twenty-Five Thousand Dollars (\$25,000) will be assessed against the benefiting property owners.

Handwritten initials and signature:
A
AC

3. That a unit rate of \$3,125.00 per parcel of land per annum for five (5) years shall be established for the Coyote Creek Road Improvement Project.
4. That for the purpose of calculating repayments in the attached Schedule "A", the rate for interest charged be calculated at the rate equal to the 5 year debenture rate offered by the Alberta Capital Finance Authority, said rate not to exceed Eight percent (8%) per annum.

This Bylaw shall come into force and take effect upon the date of final reading thereof.

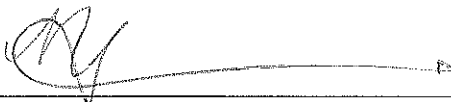
READ A FIRST TIME THIS 10th DAY OF MAY, 2011.

READ A SECOND TIME THIS 14th DAY OF JUNE, 2011

READ A THIRD TIME THIS 14th DAY OF JUNE, 2011



REEVE



EXECUTIVE ASSISTANT

COYOTE CREEK ROAD
LOCAL IMPROVEMENT PLAN

BENEFITING PROPERTIES AND TOTAL AREA TO BE ASSESSED

SEE ATTACHED LIST

COSTS

-PRODUCT PURCHASE (recycled asphalt, oil & mixing)	\$ 34,965.00
-TRANSPORTATION COSTS	\$ 29,700.00
-APPLICATION FEES (grading, mixing and compaction)	\$ 8,500.00
-CONTIGENCIES (includes miscellaneous labour)	\$ 1,835.00
TOTAL COSTS:	\$ 75,000.00

GRANTS, CONTRIBUTIONS, PREPAYMENTS

-M.D. OF BIGHORN	\$ 50,000.00
------------------	--------------

TOTAL ASSESSMENT AGAINST BENEFITING PROPERTIES \$ 25,000.00

TOTAL NUMBER OF PARCELS OF LAND 8

TOTAL ANNUAL PAYMENTS AGAINST BENEFITING PROPERTIES: \$ 5,360.00

ANNUAL AMOUNT PER PARCEL OF LAND TO BE PAYABLE
FOR A PERIOD OF FIVE YEARS: \$ 670.00

ASSESSMENT PER PARCEL OF LAND OF BENEFITING PROPERTY: \$ 3,125.00



LOCAL IMPROVEMENT PLAN

(Section 394 – 395, Municipal Government Act, Chpt M-26, RSA 2000)

COYOTE CREEK ROAD IMPROVEMENT PROJECT PROPOSED BYLAW 06/11

THE PROPOSED LOCAL IMPROVEMENT & LOCATION

The proposed local improvement is the Coyote Creek Road Improvement Project. This project consists of the purchase of recycled asphalt and oil, and mixing of same, transportation/trucking costs for bringing the product to Coyote Creek, the application of the recycled asphalt/cold-mix product, and contingencies for any miscellaneous labour or other expense.

PARCELS OF LAND ON WHICH THE LOCAL IMPROVEMENT TAX WILL BE IMPOSED & PERSONS LIABLE TO PAY THE LOCAL IMPROVEMENT TAX:

The rural residential lands as described in the list attached as Schedule "B" (Coyote Creek Road Improvement Project: Benefiting Properties). Schedule "B" also lists properties that will not be serviced by the proposed Coyote Creek Road project, and therefore will not be assessed any local improvement charges.

The persons who will be liable for payment of the Coyote Creek Road Improvement Project local improvement tax will be the registered owners of the parcels of land in respect of which the tax is imposed.

TAX RATE IS BASED ON:

The Coyote Creek Road Improvement Project local improvement tax rate is based on each parcel of land within the benefiting area. There are eight (8) parcels of land.

ESTIMATED COST OF THE LOCAL IMPROVEMENT

The total estimated local improvement cost of the Coyote Creek Road Improvement Project is **\$75,000.00.**

PERIOD OVER WHICH THE COST OF THE LOCAL IMPROVEMENT WILL BE SPREAD

The cost of the Coyote Creek Road Improvement Project shall be amortized over a five (5) year period, commencing with the first payment in Year 2012. Owners of the parcels of land have the option to pay off their share of the local improvement, in a lump sum payment, at the completion of the project.



APPORTIONMENT OF COSTS:

-BY THE MUNICIPALITY:

The M.D. of Bighorn will contribute **\$50,000.00** towards the Coyote Creek Road Improvement Project, in recognition of lessened annual maintenance costs that would have otherwise been incurred over the five year period.

-FROM REVENUES RAISED BY THE LOCAL IMPROVEMENT TAX

A total of **\$25,000.00** shall be raised by the local improvement tax assessed on the benefiting properties (**\$3,125.00 per parcel**) within Township 26 Range 6 of the Jamieson Road region. If amortized over the five-year life of the project, each owner would pay **\$670.00 per annum**.

* * * * *



Coyote Creek Road Improvement Project: Benefiting Properties

Benefiting properties:

Lot 3	Plan 9710821
Lot 4	Plan 9710821
Lot 6	Plan 9710821
Lot 7	Plan 9710821
Lot 15	Plan 9812140
Lot 16	Plan 9812140
Lot 1 Block 1	Plan 0613326
Lot 2 Block 1	Plan 0613326

Properties not included in the Benefiting area:

Lot 1	Plan 9710821
Lot 2	Plan 9710821
Lot 1	Plan 9910694
Ptn. N.E. Sec 19-26-6-5	

The cross-hatched area on the attached map shows the benefiting properties.

Handwritten initials:
DC